## CITY COUNCIL, CITY OF ROCKFORD JOURNAL OF PROCEEDINGS NOVEMBER 10, 2014 COUNCIL CONVENED AT 6:09 P.M.

1. The invocation was given by Chaplain Vaughan Gilmore, Starlight Baptist Church and the Pledge of Allegiance was led by City Council Page Betty Medrano.

2. Roll Call:

Mayor Lawrence Morrissey

Aldermen: Durkee, Getchius, McNamara, Frost, Hill, Thompson-Kelly, Oddo,

Newburg, Beach, Elyea, Beck, McNeely, Chiarelli -13-

Absent: Hervey -1-

3. Alderman Beach moved to accept the Journal of Proceedings of November 3, 2014 seconded by Alderman Beck. MOTION PREVAILED (Ald. Hervey absent).

#### **PUBLIC HEARING**

4. Mayor Morrissey called upon Alderman Beck to conduct a public hearing. Alderman Beck called the public hearing to order at 6:11 pm and stated that a public hearing must be conducted by the City of Rockford as required by the Illinois Department of Commerce and Economic Opportunity (DCEO) as part of the close-out process of the grant.

In April of 2011 the City of Rockford received a grant award of \$1,913,511 from the Illinois Department of Commerce and Economic Opportunity (DCEO) for property acquisition and demolition in Phase 2 of the City's Keith Creek – Churchill Park Property Buyout Program. The funds, which came originally from HUD's Disaster Recovery program and were distributed in Illinois by DCEO, were used to acquire 39 properties in Churchill Park that were extensively damaged by the 2006 and 2007 floods (list of addresses is attached) and to demolish the structures on those properties.

All grant activities have been completed and a total of \$1,753,142.08 in grant funds for Phase 2 have been drawn down and spent for their intended purpose, leaving a balance of \$160,368.92 to be de-obligated. Because all grant activities have been completed, the DCEO grant is ready to be closed out.

Are there any questions or comments from the general public with regard to Grant #08-301003? If so, please kindly step to the microphone; give your name, address and make your statement.

Alderman Getchius expressed his appreciation to City staff for all their hard work in utilizing the grant money to make a very positive difference in the Churchill Park neighborhood.

Marcy Leach, Public Works Department, advised the Churchill/Keith Creek monies have all been spent on grant allowable expenses and the City is now in the process of closing out the two phases of the hazard mitigation grant program.

City Administrator Jim Ryan thanked the 2007 council members for pledging to help hundreds of family's affected by the floods and commended Rockford Local Development Corporation for stepping in to be the City's agent in that project.

The public hearing was closed at 6:15 pm.

The meeting returned to regular business at 6:15 pm.

#### **PUBLIC PARTICIPATION**

- 5. Ed Sadlowski spoke in support of the Head Start employees and asked City leaders to invest in Rockford's future by supporting the Head Start Program.
- 6. John Brantley spoke about the poor turn-out of voters for the recent mid-term elections and invited everyone to attend the coalition meeting tomorrow at Fairgrounds.
- 7. Kirsten Wilsey spoke in support of the Head Start employees and asked that they receive equal compensation and a fair contract.
- 8. Samatha Filmore, a participant of the Head Start Program, urged the administration and council members to support the employees of the Head Start Program and give them a much deserving pay increase.

#### PETITIONS AND COMMUNICATIONS

- 9. Alderman Durkee submitted a Memorandum from Todd Cagnoni regarding the Rockford Area Economic Development Council (RAEDC) 3<sup>rd</sup> Quarter Report for 2014. Referred to Planning and Development Committee.
- 10. Alderman Durkee submitted a Memorandum from Mark Williams regarding the Rockford Enterprise Zone Designation Application. Referred to Planning and Development Committee.
- 11. Alderman Beck submitted a Memorandum from Vicki Manson, Housing Administrator regarding an Application for the Illinois Housing Development Authority Blight Reduction Program. Referred to Finance and Personnel Committee.
- 12. Alderman Beck submitted a Memorandum from Chris Black, Finance Director regarding the Authorization to Issue Bonds for the Downtown Sports Facility Project. Referred to Finance and Personnel Committee.
- 13. Alderman Beck submitted a Memorandum from Chris Black, Finance Director regarding the 2015 Fee Schedule. Referred to Finance and Personnel Committee.
- 14. Alderman Beck submitted a Memorandum from Chris Black, Finance Director regarding the 2014 Supplemental Appropriation Ordinance. Referred to Finance and Personnel Committee.

- 15. Alderman Beck submitted a Memorandum from Chris Black, Finance Director regarding the 2014 Property Tax Abatement. Referred to Finance and Personnel Committee.
- 16. Alderman Beck submitted a Memorandum from Wayne Dust, Planning Administrator regarding USEPA Revolving Loan Program: Indoor Sports Complex at Ingersoll. Referred to Finance and Personnel Committee.
- 17. Alderman Chiarelli submitted a Memorandum from Mark Rose, Land Acquisition Officer, regarding the proposed sale of City owned vacant land at 324 Salter Avenue. Referred to Code and Regulations Committee.
- 18. Alderman Chiarelli submitted a Memorandum from Mark Rose, Land Acquisition Officer, regarding a request to sell part of City owned land; part of 1015 1<sup>st</sup> Avenue. Referred to Code and Regulation Committee.
- 19. Alderman Chiarelli submitted an amendment to Ordinance 2013-131-O. Referred to Legal Department and Community and Economic Development Department.

#### **NEW COMMITTEE REPORTS**

- 20. Alderman Beck read a Finance and Personnel Committee Report recommending that the Levy Ordinance be prepared by the Finance Department in accordance with the memorandum from the Finance Director on November 3, 2014, and accepted in the amount of \$53,788,526 for the levies in the Corporate, Police Protection, Police Pension, School Crossing Guards, Fire Protection, Fire Pension, Street and Bridge, Judgments, Sanitation, Tuberculosis Sanitarium, Public Library, Public Library Maintenance of Buildings, Illinois Municipal Retirement, Unemployment Compensation, Worker's Compensation, and Auditing Funds. The final City levy amount will be established at \$47,817,294 per the memo dated November 10, 2014. LAID OVER.
- 21. Alderman Beck moved the adoption of a Finance and Personnel Committee Report recommending approval of the total vouchers for the week of November 10, 2014 in the amount of \$3,332,071.56. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hill, Thompson-Kelly, Oddo,

Newburg, Beach, Elyea, Beck, McNeely, Chiarelli -13-

Nays: -0-

Absent: Hervey -1-

#### 2014-295CR

22. Alderman Chiarelli read a Code and Regulation Committee Report recommending approval of the Final Plat of First Rockford Remedies located at 5011 East State Street.

Alderman Chiarelli moved to suspend Rule 11, seconded by Alderman Durkee. MOTION PREVAILED (Ald. Hervey absent). The Committee Report was placed on Passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hill, Thompson-Kelly, Oddo,

Newburg, Beach, Elyea, Beck, McNeely, Chiarelli -13-

Nays: -0-

Absent: Hervey -1-

#### **OFFICERS REPORTS**

23. Mayor Morrissey called attention to a Memorandum from Chris Black, Finance Director, regarding the budget meeting scheduled for Saturday, November 22, 2014 from 8:00 am – 11:00 am in Council Chambers. An agenda will be distributed next week.

- 24. Mayor Morrissey apologized for the audio/visual difficulties during last week's televised City Council meeting. Comcast has been notified and will be working to correct the problem.
- 25. Mayor Morrissey mentioned last week he spoke at the Sullivan Theatre to business and community leaders about his vision to strengthen Rockford's economy, encouraging businesses and schools to focus on the MAKER movement and entrepreneurship, noting a few schools that have already embraced the movement. He mentioned students from Auburn High Schools media-two class taped his talk for a project that will be used by the City for a proposed lecture series on the City's website.
  - Mayor Morrissey spoke about Rockford's poverty challenges and invited conversation with Head Start teachers and the entire community to come up with solutions.
- 27. Mayor Morrissey mentioned last week WTVO New Anchor Nick Toma reported a story about the increase in accidents at the Main and Auburn roundabout. Mayor Morrissey offered to buy him a cup of coffee and show him how to navigate through the intersection.
- 28. Mayor Morrissey thanked everyone for coming out to vote last week and mentioned there were specific concerns about voter registered the same day of the election. He advised the Board of Elections is close to having all the tabulations complete.
- 29. Mayor Morrissey reminded council members to contact Alderman Beck or Chris Black, Finance Director, this week with additional suggestions for discussion at the budget meeting on November 22<sup>nd</sup>.
- 30. Alderman Beach suggested posting signs at the roundabout that informs drivers to yield to the LEFT.
- 31. Alderman Beach mentioned he attended the West Middle School Veteran's service today and thanked staff for putting together a wonderful program and praised the students for their good behavior.
- 32. Alderman Thompson-Kelly thanked Alderman Beach for his comments about the Veteran's program at West Middle School.
- 33. Alderman Thompson-Kelly spoke in support the Head Start Program and hopes the negotiations go well.

- 34. Alderman Thompson-Kelly suggested in light of the election last week, the Mayor nominate another appointee to the Board of Police and Fire Commissioners.
- 35. Alderman Thompson-Kelly congratulated Judge Gwen Gulley on her re-appointment to the bench.
- 35a. Alderman Thompson-Kelly announced the Senior Thanksgiving Day Luncheon will be held on Thursday, November 20<sup>th</sup> at the Salvation Army, 500 South Rockford Avenue beginning at 12:00 (noon); registration beginning at 11:00 am. She thanked council members and city staff for their generous donations tonight totaling \$395.00 which will be used to purchase gift cards for the attendees.
- 36. Alderman Newburg announced there will be a meeting tomorrow, November 11, 2014 at 6:00 pm at Good Shepard Church, 1800 block of North Rockton for the northwest neighborhoods.
- 37. Alderman McNamara announced Rock Valley College will be hosting a "Careers in Aviation Maintenance" Open House on Thursday, November 13<sup>th</sup> from 6:00 pm 8:00 pm at the Chicago Rockford International Airport Administration Building, 60 Airport Drive.
- 38. Alderman Frost requested a complete copy of a letter distributed to the council members tonight from a constituent. The copy distributed was incomplete having only two of five pages.
- 39. Alderman Hill thanked several people for organizing the First Business District meeting on 11<sup>th</sup> Street.
  - Mayor Morrissey mentioned he was informed the meeting was a success and he looks forward to working with the businesses and civic leaders in the district.
- 40. Alderman McNeely thanked everyone for their prayers and condolences for the passing of her mother. She thanked City staff for the beautiful flower arrangement.
- 41. Alderman McNeely spoke in support of the Head Start program and hopes the City will be open to discussion with union representatives to ratify a fair contract.
- 42. Mayor Morrissey reminded everyone tomorrow is Veterans Day. He thanked Winnebago County Veteran's Association for an outstanding event last week and he thanked all Veteran's for their service.
- 43. Alderman Oddo narrated the presentation on the Rockford EDEEN Community Partner's Beautification Video 2014.

Alderman Thompson-Kelly exited the meeting at 6:57 pm.

#### **UNFINISHED BUSINESS**

#### 2014-296CR

44. Alderman Durkee moved the adoption of a Planning and Development Committee Report recommending approval of the attached 2015-2019 Draft Consolidated Plan and 2015 Draft Annual Plan for the allocation of funds for the Community Development Block Grant, HOME Investment Partnership Grant and Emergency Shelter Grant programs. The Community and Economic Director or the Human Services Director are authorized to execute the contracts consistent with the plan. The Legal Director shall prepare the appropriate ordinance. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, Frost, Hill, Oddo, Newburg, Beach, Elyea, Beck,

Chiarelli -10-

Nays: McNamara, McNeely -2-Absent: Hervey, Thompson-Kelly -2-

#### 2014-187-0

45. Alderman Durkee moved the adoption of an Ordinance approving the Amendment to the Comprehensive Community Solutions- Development Agreement for 2028 Elm Street. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, Frost, Hill, Oddo, Newburg, Beach, Elyea, Beck,

Chiarelli -10-

Nays: McNamara, McNeely -2-Absent: Hervey, Thompson-Kelly -2-

#### 2014-188-0

46. Alderman Durkee moved the adoption of an Ordinance approving CDBG assistance not to exceed \$25,000 to Judy and Dave Bieck/Candle Crest (1418 20th Street). MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hill, Oddo, Newburg, Beach,

Elyea, Beck, Chiarelli -11-

Nays: McNeely -1-

Absent: Hervey, Thompson-Kelly -2-

#### 2014-297CR

47. Alderman Beck moved the adoption of a Finance and Personnel Committee Report recommending approval of an annual levy of .10% of the value as equalized or assessed by the Department of Revenue for street and bridge purposes and that the Finance Department shall prepare the appropriate ordinance. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hill, Oddo, Newburg, Beach,

Elyea, Beck, McNeely, Chiarelli -12-

Nays: -0-

Absent: Hervey, Thompson-Kelly -2-

48. Alderman Beck moved for the adoption of a re-appointment to the Library Board; Mr. Edward Geeser, term ending June 2017. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hill, Oddo, Newburg, Beach,

Elyea, Beck, Chiarelli -11-

Nays: McNeely -1-

Absent: Hervey, Thompson-Kelly -2-

49. Alderman Beck moved for the adoption of a re-appointment to the Library Board; Mr. Brad Long, term ending June 2017. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hill, Oddo, Newburg, Beach,

Elyea, Beck, Chiarelli -11-

Nays: McNeely -1-

Absent: Hervey, Thompson-Kelly -2-

#### 2014-298CR

- 50. Alderman Chiarelli moved the adoption of a Code and Regulation Committee Report SUSTAINING the Liquor and Tobacco Advisory Board, thereby recommending that City Council DENY the sale of package liquor in conjunction with a gas station and to APPROVE the sale of beer and wine in conjunction with a gas station in the name of Mac's Convenience Store LLC\_d/b/a Circle K 1425 in a C-2, Limited Commercial Zoning District at 3819 Broadway. Approval is subject to the following conditions:
  - 1. Must meet all applicable building, fire and tobacco codes.
  - 2. The sale of beer and wine products shall be limited to the submitted interior floor plan Exhibit E.
  - 3. Hours are limited to 9:00 AM to 10:00 PM for liquor sales.
  - 4. Inside signage cannot exceed more than 35% of the window surface.
  - 5. The sale of water pipes and "huka" or "hookah" pipes are prohibited.
  - 6. The sale of rose tubes, airplane-sized bottles and any other products that can be deemed to be easily manufactured into drug paraphernalia is prohibited.
  - 7. That the windows shall not be covered with bars or other devices that block the windows.
  - 8. There shall be no single serving sales of beer or wine in volumes of 12 ounces or less.

The Legal Director is hereby instructed to prepare the necessary Ordinance. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hill, Oddo, Newburg, Elyea,

Beck, McNeely, Chiarelli -11-

Navs: Beach -1-

Absent: Hervey, Thompson-Kelly -2-

51. Alderman Chiarelli moved the adoption of a Code and Regulation Committee Report SUSTAINING the Liquor and Tobacco Advisory Board, thereby recommending that City Council DENY the sale of packaged liquor and APPROVE the sale of beer and wine in

conjunction with a convenience store and gas station in the name of **Mac's Convenience Stores LLC d/b/a Circle K 1437** in a C-1, Limited Office Zoning District at 2225 West Riverside Boulevard. Approval is subject to the following conditions:

- 1. Meet all applicable Building and Fire Codes.
- 2. Compliance with all City of Rockford Liquor and Tobacco Codes.
- 3. Window display signage is limited to 35% of window area.
- 4. The sale of packaged liquor shall be limited to the submitted plan Exhibit E.
- 5. There shall be no single serving sales of beer or wine in volumes of 12 oz. or less.
- 6. The sale of rose tubes, airplane-sized bottles and any other products that can be deemed to be easily manufactured into drug paraphernalia is prohibited.
- 7. That the windows shall not be covered with bars or other devices that block the windows.
- 8. That the freestanding sign shall be a landmark style sign in accordance with the Sign Ordinance replacing the existing freestanding sign.
- 9. Must obtain sign permit for new landmark-style free-standing sign.
- 10. All conditions must be met prior to establishment of use.

The Legal Director is hereby instructed to prepare the necessary Ordinance.

Alderman Chiarelli made a motion to refer to committee report back to Code and Regulation Committee, seconded by Alderman McNeely. MOTION PREVAILED (Ald. Hervey, Thompson-Kelly absent). REFERRED BACK TO COMMITTEE.

#### 2014-299CR

- 52. Alderman Chiarelli moved the adoption of a Code and Regulation Committee Report SUSTAINING the Liquor and Tobacco Advisory Board, thereby recommending that City Council APPROVE the sale of tobacco products in conjunction with a gas station in the name of **Robbin\_Madhok d/b/a Magnum Oil 1 Inc.** in a C-3, General Commercial Zoning District at 3299 South Alpine Road. Approval is subject to the following conditions:
  - 1. Meeting all applicable building and fire codes.
  - 2. Compliance with all City of Rockford Tobacco Codes.
  - 3. That the window signage shall not exceed 35% of window area and all temporary outdoor signs shall be removed.
  - 4. Maintenance of the landscaping area and the adjacent green area next to the residential uses must be free of debris/garbage.
  - 5. Installation of landscaping units that have been removed along Mayflower and South Alpine Road.
  - 6. The sale of rose tubes, airplane-sized bottles and any other products that can be deemed to be easily manufactured into crack pipes is prohibited.
  - 7. The sale of water pipes and "huka" or "hookah" pipes are prohibited.
  - 8. That the windows shall not be covered with bars or other devices that block the windows.

The Legal Director is hereby instructed to prepare the necessary Ordinance. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hill, Oddo, Newburg, Beach,

Elyea, Beck, McNeely, Chiarelli -12-

Nays: -0-

Absent: Hervey, Thompson-Kelly -2-

#### 2014-300CR

53. Alderman Chiarelli moved the adoption of a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council DENY a Variation to increase the number of allowable wall signs from two (2) to three (3) in a C-3, General Commercial Zoning District at 7310 Walton Street. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hill, Oddo, Newburg, Elyea,

Beck, McNeely, Chiarelli -11-

Nays: Beach -1-

Absent: Hervey, Thompson-Kelly -2-

#### 2014-301CR

54. Alderman Chiarelli moved the adoption of a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Zoning Text Amendments to Section 10-007-C, Conflict with Private Agreements and Covenants, Items 1. and 2 as presented and listed below:

#### 10-007-C. CONFLICT WITH PRIVATE AGREEMENTS AND COVENANTS

- 1. This zoning ordinance is not intended to interfere with, abrogate or annul any easement, covenant, deed restriction or other agreement between private parties, which are not in abrogation of public policy or in conflict with Article 41 of this ordinance and/or have a deleterious and blighting effect on the City. If the provisions of this zoning ordinance impose a greater restriction than imposed by a private agreement, the provisions of this zoning ordinance will control. If the provisions of a valid, enforceable private agreement impose a greater restriction than this zoning ordinance, the provisions of the private agreement will control. The city does not enforce or maintain a record of private agreements.
- 2. Notwithstanding Section 10-007-C (1), and subject to the following sentence, a private agreement that purports to impose recorded negative use restrictions upon real property in the City so as to prohibit or have the economic or practical effect of prohibiting the use of such real property for grocery store or drug store purposes after a grocery store or drug store owner or operator of a store in excess of 7,500 square feet has terminated operations at the site, when such uses would otherwise be permitted, including as a special use, under the Zoning Ordinance, and which negative use restriction has a term of more than one year, shall be against public policy, shall be void and unenforceable, and shall be

subject to the City's remedial and enforcement powers under Section 71-003 (with each day such negative use covenant remains of record or otherwise effective constituting a separate and distinct offense). The foregoing prohibition shall not apply to an owner or operator of a grocery store or drug store which terminates operations at a site for purposes of relocating such operations into a comparable or larger store located within the city and within one-half mile of the site where operations have terminated, provided such relocation and the commencement of operations at the new site occurs within two years and the negative use restriction imposed does not have a term in excess of three years. The Zoning Officer shall have the discretion to extend the one-half mile limit set forth in the preceding sentence by one-half mile (i.e. to one mile) and to extend the two year commencement of operations by one year (i.e. to three years) upon written request of an owner or operator and such requesting party's presentation of evidence establishing extenuating circumstances that establish good cause for such extension. The requesting party shall also provide notice and a copy of such written evidence to the alderman or aldermen of the ward in which the closed store and the new store are located at the same time such submission is made to the Zoning Officer. The foregoing prohibition in this section shall apply regardless of whether the private agreement is incorporated in a deed restriction, a lease or memorandum of lease, or any recorded or unrecorded instrument.

The Legal Director is hereby instructed to prepare the necessary Ordinance. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hill, Oddo, Newburg, Beach,

Elyea, Beck, McNeely, Chiarelli -12-

Nays: -0-

Absent: Hervey, Thompson-Kelly -2-

#### 2014-302CR

- 55. Alderman Chiarelli moved the adoption of a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE a Special Use Permit for a Planned Unit Development consisting of a hotel, restaurants, private museum, large entertainment and meeting venue, and an atrium and conference center in a C-4, Urban Mixed-Use Zoning District at 416 South Main Street. Approval is subject to the following conditions:
  - 1. Meet all Building and Fire codes
  - 2. Submittal of building elevations for staff review and approval.
  - 3. A landscaping plan shall be submitted for staff review and approval.
  - 4. Submittal of a dumpster detail of the enclosure area and rendering for staff review and approval.
  - 5. An illumination plan shall be submitted for review and approval by staff.
  - 6. Must obtain separate permits for signage and signs must be constructed to match building design and in accordance with the Sign Ordinance.
  - 7. Must develop site in accordance with new civil and landscaping plans approved by Staff
  - 8. All conditions must be met prior to establishment of use.

Approval is based on the attached Findings of Fact. The Legal Director is hereby instructed to prepare the necessary Ordinance. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hill, Oddo, Newburg, Beach,

Elyea, Beck, McNeely, Chiarelli -12-

Nays: -0-

Absent: Hervey, Thompson-Kelly -2-

56. Alderman Chiarelli moved the adoption of a Code and Regulation Committee Report recommending that NO ACTION be taken on the City Council and Committee Meeting Structure proposals and refers the five (5) proposals to City Council for presentation and discussion.

Alderman Chiarelli asked that the item be opened for discussion.

Alderman McNamara made a motion to amend the committee report to read: All Council Agenda's and Committee Agenda's posted on the City Website; All meetings held in Council Chambers; Continue to have separate Committees and Committee Chairs; Committee and Council Meetings streamed online and televised; Any action taken at Committee would not appear on the Council floor until the next meeting – unless rules were suspended.

Council meetings are held every Monday and begin promptly at 6:30 pm in Council Chambers.

Finance and Personnel Committee meetings are held every Monday and begin promptly at 4:45 pm in Council Chambers and the Chairman of the Committee conducts the meeting.

Codes and Regulations Committee meetings are held at 5:30 pm on the 1<sup>st</sup> and 3<sup>rd</sup> Monday of the month in Council Chambers and the Chairman of the Committee conducts the meeting.

Planning and Development Committee meetings are held at 5:30 pm on the 2<sup>nd</sup> and 4<sup>th</sup> Monday of the month in Council Chambers and the Chairman of the committee conducts the meeting.

Legislative and Lobbying Committee meets as needed.

seconded by Alderman Newburg.

After a lengthy discussion the amendment was placed up for passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hill, Oddo, Newburg, Beach,

Elyea, Beck, Chiarelli -11-

Nays: McNeely -1-

Absent: Hervey, Thompson-Kelly -2-

#### 2014-303CR

The amended Code and Regulation Committee report vote APPROVED that Council meetings are held every Monday and begin promptly at 6:30 pm in Council Chambers; and the vote FAILED that the Finance and Personnel Committee meetings are held every Monday and begin promptly at 4:45 pm in Council Chambers and the Chairman of the Committee conducts the meeting and that Codes and Regulations Committee meetings are held at 5:30 pm on the 1<sup>st</sup> and 3<sup>rd</sup> Monday of the month in Council Chambers and the Chairman of the Committee conducts the meeting and Planning and Development Committee meetings are held at 5:30 pm on the 2<sup>nd</sup> and 4<sup>th</sup> Monday of the month in Council Chambers and the Chairman of the committee conducts the meeting and Legislative and Lobbying Committee meets as needed.

The amended committee report was placed up for passage by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hill, Newburg, Beach, Elyea -8-

Nays: Oddo, Beck, McNeely, Chiarelli -4-Absent: Hervey, Thompson-Kelly -2-

#### **MOTIONS AND RESOLUTIONS**

57. Alderman Frank Beach submitted a Resolution to study and review our permit process to ensure a friendly, "One Stop-fast Track" approach to all levels of economic development. The goal should be to have a pristine reputation in assisting any business or development of any size with the finest in customer service and identify areas of concerns that can affect or discourage business growth and entrepreneurism. Referred to Code and Regulation Committee, Community and Economic Development Department and Mayor Morrissey's Office.

#### 2014-302R

58. Alderman Beck, on behalf of the Finance and Personnel Committee, moved the adoption of a Resolution rescinding the bid awarded to N-TRAK Group, of Loves Park, Illinois for Starr Street Water Main Replacement in the amount of \$188,088.50. Staff will reach out to homeowners and business owners as part of the investigation to determine project alternatives. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hill, Oddo, Newburg, Beach,

Elyea, Beck, McNeely, Chiarelli -12-

Nays: -0-

Absent: Hervey, Thompson-Kelly -2-

#### 2014-303R

59. Alderman Beck, on behalf of the Finance and Personnel Committee, moved the adoption of a Resolution authorizing the Mayor to execute an agreement for Investment Brokerage Services with Morgan Stanley, of Lincoln, Nebraska. This is a change from RBC Capital to Morgan Stanley in order to maintain the outstanding partnership with Lisa Hupp as the City's investment broker. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hill, Oddo, Newburg, Beach,

Elyea, Beck, Chiarelli -11-

Nays: McNeely -1-

Absent: Hervey, Thompson-Kelly -2-

#### 2014-304R

60. Alderman Beck, on behalf of the Finance and Personnel Committee, moved the adoption of a Resolution authorizing the Mayor to execute an engineering agreement for Stormwater Management Program with Missman, Inc., of Rockford, Illinois in the amount of \$366,000.00. The funding source is Sales Tax. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hill, Oddo, Newburg, Beach,

Elyea, Beck, McNeely, Chiarelli -12-

Nays: -0-

Absent: Hervey, Thompson-Kelly -2-

#### 2014-305R

61. Alderman Beck, on behalf of the Finance and Personnel Committee, moved the adoption of a Resolution authorizing the Mayor to execute an engineering agreement for Detention Pond Analysis and Engineering with Willett Hofmann & Associates, Inc., of Rockford, Illinois in the amount of \$30,200.00. The funding source is Sales Tax. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hill, Oddo, Newburg, Beach,

Elyea, Beck, McNeely, Chiarelli -12-

Nays: -0-

Absent: Hervey, Thompson-Kelly -2-

62. Alderman Beck, on behalf of the Finance and Personnel Committee, moved the adoption of a Resolution authorizing the Mayor to execute a Change Order agreement for Document Scanning for the Police Dept. with Information Controls, of Rockford, Illinois for an estimated additional \$90,000 and a new contract total of \$206,000. The funding source is Police Dept. Asset Forfeiture Funds.

Alderman Beck held the resolution out for one week. HELD OUT.

#### **NEW BUSINESS**

63. Alderman Durkee introduced and read an Ordinance approving the attached 2015-2019 Draft Consolidated Plan and 2015 Draft Annual Plan for the allocation of funds for the Community Development Block Grant, HOME Investment Partnership Grant and Emergency Shelter Grant programs. The Community and Economic Director or the Human Services Director are authorized to execute the contracts consistent with the plan.

Alderman Durkee moved to suspend Rule 11, seconded by Alderman Beck. MOTION PREVAILED (Ald. McNeely voted no; Ald. Hervey, Thompson-Kelly absent). The Ordinance was placed on Passage. MOTION FAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, Oddo, Elyea, Beck, Chiarelli -6-Nays: McNamara, Frost, Hill, Newburg, Beach, McNeely -6-

Absent: Hervey, Thompson-Kelly -2-

Alderman Frost made a motion to reconsider the item, seconded by Alderman Beach. MOTION PREVAILED (Ald. McNeely voted no; Ald. Hervey, Thompson-Kelly absent).

#### 2014-189-0

Ordinance approving the attached 2015-2019 Draft Consolidated Plan and 2015 Draft Annual Plan for the allocation of funds for the Community Development Block Grant, HOME Investment Partnership Grant and Emergency Shelter Grant programs. The Community and Economic Director or the Human Services Director are authorized to execute the contracts consistent with the plan.

The reconsidered Ordinance was placed on Passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, Frost, Hill, Oddo, Newburg, Beach, Elyea, Beck,

Chiarelli -10-

Nays: McNamara, McNeely -2-Absent: Hervey, Thompson-Kelly -2-

64. Alderman Chiarelli introduced and read an Ordinance amending Chapter 3, Section 3-56, Article III of the Code of Ordinances of the City of Rockford upon all other requirements of the Liquor and Tobacco Ordinance having been met, said amendments shall serve as City Council advice and consent for the Liquor Commissioner to approve the following amendments for the following establishment:

**Mac's Convenience Store LLC\_d/b/a Circle K (1425)** the sale of packaged beer and wine in conjunction with a gas station in a C-2, Limited Commercial Zoning District at <u>3819 Broadway</u>. Approval is subject to the following conditions:

- 1. Must meet all applicable building, fire and tobacco codes.
- 2. The sale of beer and wine products shall be limited to the submitted interior floor plan Exhibit E.
- 3. Hours are limited to 9:00 AM to 10:00 PM for liquor sales.
- 4. Inside signage cannot exceed more than 35% of the window surface.
- 5. The sale of water pipes and "huka" or "hookah" pipes are prohibited.
- 6. The sale of rose tubes, airplane-sized bottles and any other products that can be deemed to be easily manufactured into drug paraphernalia is prohibited.
- 7. That the windows shall not be covered with bars or other devices that block the windows.
- 8. There shall be no single serving sales of beer or wine in volumes of 12 ounces or less.

LAID OVER.

65. Alderman Chiarelli introduced and read an Ordinance amending Chapter 3, Section 3-56, Article III of the Code of Ordinances of the City of Rockford upon all other requirements of the Liquor and Tobacco Ordinance having been met, said amendments shall serve as

City Council advice and consent for the Liquor Commissioner to approve the following amendments for the following establishment:

**Robbin\_Madhok d/b/a Magnum Oil 1 Inc.** for the sale of tobacco products in conjunction with a gas station in a C-3, General Commercial Zoning District at <u>3299</u> South Alpine Road. Approval is subject to the following conditions:

- 1. Meeting all applicable building and fire codes.
- 2. Compliance with all City of Rockford Tobacco Codes.
- 3. That the window signage shall not exceed 35% of window area and all temporary outdoor signs shall be removed.
- 4. Maintenance of the landscaping area and the adjacent green area next to the residential uses must be free of debris/garbage.
- 5. Installation of landscaping units that have been removed along Mayflower and South Alpine Road.
- 6. The sale of rose tubes, airplane-sized bottles and any other products that can be deemed to be easily manufactured into crack pipes is prohibited.
- 7. The sale of water pipes and "huka" or "hookah" pipes are prohibited.
- 8. That the windows shall not be covered with bars or other devices that block the windows.

#### LAID OVER.

- 66. Alderman Chiarelli introduced and read an Ordinance authorizing a Zoning Text Amendment(s) to Section 10-007-C, Conflict with Private Agreements and Covenants, Items 1 and 2 as presented:
  - 1. This zoning ordinance is not intended to interfere with, abrogate or annul any easement, covenant, deed restriction or other agreement between private parties, which are not in abrogation of public policy or in conflict with Article 41 of this ordinance and/or have a deleterious and blighting effect on the City. If the provisions of this zoning ordinance impose a greater restriction than imposed by a private agreement, the provisions of this zoning ordinance will control. If the provisions of a valid, enforceable private agreement impose a greater restriction than this zoning ordinance, the provisions of the private agreement will control. The city does not enforce or maintain a record of private agreements.
  - 2. Notwithstanding Section 10-007-C (1), and subject to the following sentence, a private agreement that purports to impose recorded negative use restrictions upon real property in the City so as to prohibit or have the economic or practical effect of prohibiting the use of such real property for grocery store or drug store purposes after a grocery store or drug store owner or operator of a store in excess of 7,500 square feet has terminated operations at the site, when such uses would otherwise be permitted, including as a special use, under the Zoning Ordinance, and which negative use restriction has a term of more than one year, shall be against public policy, shall be void and unenforceable, and shall be subject to the City's remedial and enforcement powers under Section 71-003

(with each day such negative use covenant remains of record or otherwise effective constituting a separate and distinct offense). The foregoing prohibition shall not apply to an owner or operator of a grocery store or drug store which terminates operations at a site for purposes of relocating such operations into a comparable or larger store located within the city and within one-half mile of the site where operations have terminated, provided such relocation and the commencement of operations at the new site occurs within two years and the negative use restriction imposed does not have a term in excess of three years. The Zoning Officer shall have the discretion to extend the one-half mile limit set forth in the preceding sentence by one-half mile (i.e. to one mile) and to extend the two year commencement of operations by one year (i.e. to three years) upon written request of an owner or operator and such requesting party's presentation of evidence establishing extenuating circumstances that establish good cause for such extension. The requesting party shall also provide notice and a copy of such written evidence to the alderman or aldermen of the ward in which the closed store and the new store are located at the same time such submission is made to the Zoning Officer. The foregoing prohibition in this section shall apply regardless of whether the private agreement is incorporated in a deed restriction, a lease or memorandum of lease, or any recorded or unrecorded instrument.

#### LAID OVER.

- 67. Alderman Chiarelli introduced and read an Ordinance amending Article 63 of the Zoning Ordinance of the City of Rockford for a Special Use Permit for a Planned Unit Development consisting of a hotel, restaurants, private museum, large entertainment and meeting venue, and an atrium and conference center in a C-4, Urban Mixed-Use Zoning District at 416 South Main Street. Approval is subject to the following conditions:
  - 1. Meet all Building and Fire codes
  - 2. Submittal of building elevations for staff review and approval.
  - 3. A landscaping plan shall be submitted for staff review and approval.
  - 4. Submittal of a dumpster detail of the enclosure area and rendering for staff review and approval.
  - 5. An illumination plan shall be submitted for review and approval by staff.
  - 6. Must obtain separate permits for signage and signs must be constructed to match building design and in accordance with the Sign Ordinance.
  - 7. Must develop site in accordance with new civil and landscaping plans approved by Staff.
  - 8. All conditions must be met prior to establishment of use.

Approval is based on the attached Findings of Fact. LAID OVER.

68. Alderman Beck moved to go into closed session to discuss litigation matters, seconded by Alderman Beach. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hill, Beach, Elyea, Beck,

McNeely, Chiarelli -10-

Nays: Oddo, Newburg -2-

Absent: Hervey, Thompson-Kelly -2-

The meeting went into closed session at 8:17 pm.

The meeting returned into open session at 8:45 pm and found the following aldermen present:

Durkee, Getchius, McNamara, Frost, Newburg, Beach, McNeely, Chiarelli -8-

69. Upon motion duly made and seconded, the meeting was adjourned at 8:46 p.m.

Respectfully submitted,

Diane Reed City Council Clerk

[The meeting was taped in its entirety, and the tape is on file in the Legal Department]

# CITY COUNCIL, CITY OF ROCKFORD, ILLINOIS City Council Chambers, 2<sup>ND</sup> floor City Hall 425 E. State Street, Rockford November 17, 2014 6:00 P.M. AGENDA

The following represents, in general, the chronological order of proceedings at the City Council meeting:

- Call to Order by the Mayor
- Invocation and Pledge of Allegiance
- Roll Call and determination of quorum
- Acceptance of Journal of Proceedings
- Public Hearing
- Public Participation
- Petitions and Communications
- Proclamations
- Committee Reports
- Officers Reports

#### **UNFINISHED BUSINESS**

#### I. COMMITTEE REPORTS LAID OVER NOVEMBER 10, 2014

1. Beck - Finance and Personnel - Levy Ordinance be prepared by the Finance Department in accordance with the memorandum from the Finance Director on November 3, 2014, and accepted in the amount of \$53,788,526 for the levies in the Corporate, Police Protection, Police Pension, School Crossing Guards, Fire Protection, Fire Pension, Street & Bridge, Judgments, Sanitation, Tuberculosis Sanitarium, Public Library, Public Library Maintenance of Buildings, Illinois Municipal Retirement, Unemployment Compensation, Worker's Compensation, and Auditing Funds. The final City levy amount will be established at \$47,817,294 per the memo dated November 10, 2014.

#### II. ORDINANCES LAID OVER NOVEMBER 10, 2014

1. Chiarelli - Ordinance - Amending Chapter 3, Section 3-56, Article III of the Code of Ordinances of the City of Rockford upon all other requirements of the Liquor and Tobacco Ordinance having been met, said amendments shall serve as City Council advice and consent for the Liquor Commissioner to approve the following amendments for the following establishment:

Mac's Convenience Store LLC\_d/b/a Circle K (1425) the sale of packaged beer and wine in conjunction with a gas station in a C-2, Limited Commercial Zoning District at 3819 Broadway. Approval is subject to the following conditions:

1. Must meet all applicable building, fire and tobacco codes.

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- 2. The sale of beer and wine products shall be limited to the submitted interior floor plan Exhibit E.
- 3. Hours are limited to 9:00 AM to 10:00 PM for liquor sales.
- 4. Inside signage cannot exceed more than 35% of the window surface.
- 5. The sale of water pipes and "huka" or "hookah" pipes are prohibited.
- 6. The sale of rose tubes, airplane-sized bottles and any other products that can be deemed to be easily manufactured into drug paraphernalia is prohibited.
- 7. That the windows shall not be covered with bars or other devices that block the windows.
- 8. There shall be no single serving sales of beer or wine in volumes of 12 ounces or less.
- 2. Chiarelli Ordinance Amending Chapter 3, Section 3-56, Article III of the Code of Ordinances of the City of Rockford upon all other requirements of the Liquor and Tobacco Ordinance having been met, said amendments shall serve as City Council advice and consent for the Liquor Commissioner to approve the following amendments for the following establishment:

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- 8. That the windows shall not be covered with bars or other devices that block the windows.
- 3. Chiarelli Ordinance Authorizing a Zoning Text Amendment(s) to Section 10-007-C, Conflict with Private Agreements and Covenants, Items 1 and 2 as presented:
  - 1. This zoning ordinance is not intended to interfere with, abrogate or annul any easement, covenant, deed restriction or other agreement between private parties, which are not in abrogation of public policy or in conflict with Article 41 of this ordinance and/or have a deleterious and blighting effect on the City. If the provisions of this zoning ordinance impose a greater restriction than imposed by a private agreement, the provisions of this zoning ordinance will control. If the provisions of a valid, enforceable private agreement impose a greater restriction than this zoning ordinance, the provisions of the private agreement

- will control. The city does not enforce or maintain a record of private agreements.
- 2. Notwithstanding Section 10-007-C (1), and subject to the following sentence, a private agreement that purports to impose recorded negative use restrictions upon real property in the City so as to prohibit or have the economic or practical effect of prohibiting the use of such real property for grocery store or drug store purposes after a grocery store or drug store owner or operator of a store in excess of 7,500 square feet has terminated operations at the site, when such uses would otherwise be permitted, including as a special use, under the Zoning Ordinance, and which negative use restriction has a term of more than one year, shall be against public policy, shall be void and unenforceable, and shall be subject to the City's remedial and enforcement powers under Section 71-003 (with each day such negative use covenant remains of record or otherwise effective constituting a separate and distinct offense). The foregoing prohibition shall not apply to an owner or operator of a grocery store or drug store which terminates operations at a site for purposes of relocating such operations into a comparable or larger store located within the city and within one-half mile of the site where operations have terminated, provided such relocation and the commencement of operations at the new site occurs within two years and the negative use restriction imposed does not have a term in excess of three years. The Zoning Officer shall have the discretion to extend the one-half mile limit set forth in the preceding sentence by one-half mile (i.e. to one mile) and to extend the two year commencement of operations by one year (i.e. to three years) upon written request of an owner or operator and such requesting party's presentation of evidence establishing extenuating circumstances that establish good cause for such extension. The requesting party shall also provide notice and a copy of such written evidence to the alderman or aldermen of the ward in which the closed store and the new store are located at the same time such submission is made to the Zoning Officer. The foregoing prohibition in this section shall apply regardless of whether the private agreement is incorporated in a deed restriction, a lease or memorandum of lease, or any recorded or unrecorded instrument.
- 4. Chiarelli Ordinance Amending Article 63 of the Zoning Ordinance of the City of Rockford for a Special Use Permit for a Planned Unit Development consisting of a hotel, restaurants, private museum, large entertainment and meeting venue, and an atrium and conference center in a C-4, Urban Mixed-Use Zoning District at 416 South Main Street. Approval is subject to the following conditions:
  - 1. Meet all Building and Fire codes
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  - 5. An illumination plan shall be submitted for review and approval by staff.
  - 6. Must obtain separate permits for signage and signs must be constructed to match building design and in accordance with the Sign Ordinance.

- 7. Must develop site in accordance with new civil and landscaping plans approved by Staff.
- 8. All conditions must be met prior to establishment of use.

Approval is based on the attached Findings of Fact.

#### III. MOTIONS AND RESOLUTIONS HELD OUT NOVEMBER 10, 2014

1. Beck - Resolution - Agreement for Document Scanning for the Police Dept. with Information Controls, of Rockford, Illinois for an estimated additional \$90,000 and a new contract total of \$206,000. The funding source is Police Dept. Asset Forfeiture Funds.

#### IV. APPOINTMENTS LAID OVER NOVEMBER 10, 2014

- 1.\* Beck Appointment Electrical Commission; Mr. Andy Kwiatkowski, term ending June 2017. (Pursuant to Rule 18, this item is up for passage on November 24, 2014).
- 2.\* Beck Appointment Electrical Commission; Mr. Mark Primm, terms ending June 2017. (Pursuant to Rule 18, this item is up for passage on November 24, 2014).
- Motions and Resolutions
- **V. NEW BUSINESS** (note: Ordinances may be read in under New Business and Rule 11 suspended and final vote taken. Committee Reports would have previously been voted on).
- 1. Chiarelli Ordinance APPROVE that Council meetings are held every Monday and begin promptly at 6:30 pm in Council Chambers.
- 2. Beck Ordinance Levy Ordinance be prepared by the Finance Department in accordance with the memorandum from the Finance Director on November 3, 2014, and accepted in the amount of \$53,788,526 for the levies in the Corporate, Police Protection, Police Pension, School Crossing Guards, Fire Protection, Fire Pension, Street & Bridge, Judgments, Sanitation, Tuberculosis Sanitarium, Public Library, Public Library Maintenance of Buildings, Illinois Municipal Retirement, Unemployment Compensation, Worker's Compensation, and Auditing Funds. The final City levy amount will be established at \$47,817,294 per the memo dated November 10, 2014.
- \* same action taken before
- Adjournment

\* \* \* \* \* \* \* \* \*

#### **POSSIBLE ADDITIONAL ITEMS:**

The following items appear on the City Council Standing Committee Agendas as noted. Items may receive a vote at committee and come before the first City Council meeting held after the committee meeting. Rule 11 can be suspended and final vote taken on said items at the City Council meeting (no rule suspension is necessary to take a vote on vouchers).

### CODE AND REGULATION COMMITTEE Monday, November 17, 2014, 5:00 p.m. Conference Room A, City Hall 2<sup>nd</sup> floor (north room) AGENDA

- 1. C & R 14-195 014-LTAB-032 Request for the Sale of Packaged Liquor and Sale of Tobacco Products in conjunction with a gas station and convenience store in a C-2, Limited Commercial Zoning District at 3005 North Rockton Avenue (RKH Gas Corp.dba RKH Gas Corp-Applicant)
- 2. C & R 14-197 014-LTAB-045 Request for the Sale of Packaged Liquor in conjunction with a convenience store and gas station in a C-1, Limited Office Zoning District at 2225 West Riverside Boulevard (Mac's Convenience Store LLC dba Circle K/Applicant)
- 3. C & R 14-207 Proposed Sale of City Owned Vacant Lot/324 Salter Avenue
- 4. C & R 14-208 Request to Sell Part of City Owned Land Part of 1015 1st Avenue
- 5. C & R 14-209 Resolution from Ald. Beach Re: Review of Permit Process
- 6. C & R 13-111 Public Safety Committee Discussion

## FINANCE AND PERSONNEL COMMITTEE Monday, November 17, 2014, 5:15 p.m. Conference Room B, City Hall 2<sup>nd</sup> floor (south room) AGENDA

- 1. Purchasing and Vouchers
  - A. Award of Bid: Ingersoll Asbestos Abatement Staff recommends awarding to Colfax Corporation of Chicago for their bid of \$127,023.00
  - B. Award of Bid: Airport Drive Drainage Improvements Staff recommends awarding to N-TRAK of Loves Park for their bid of \$186,567.85.
  - C. Vouchers in the amount of \$3,972,268.65
- 2. USEPA Revolving Loan Program Indoor Sports Complex at Ingersoll
- 3. Authorization to Issue Bonds for the Downtown Sports Facility Project

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- 4. Approval of Application for the Illinois Housing Development Authority Blight Reduction Program
- 5. Fine Reduction Request: Residential Property at 2611 Bucknell Dr to \$500.00 since property is in compliance, upon payment of outstanding liens SUSPEND RULES
- 6. Fine Reduction Request: Residential Property at 1927 S 6<sup>th</sup> St to \$1,000.00 upon compliance with original order to repair by October 1, 2015 and payment of outstanding liens
- 7. 2015 Fee Schedule

### PLANNING AND DEVELOPMENT COMMITTEE

Monday, November 17, 2014, 5:15 p.m. CD Conference Rm., City Hall 2<sup>nd</sup> floor AGENDA

- Memorandum from Todd Cagnoni regarding the Response to Request for Proposals for 123 South Main Street, 134 North Main Street and 226 North Main Street & Proposed Redevelopment.
- 2. Memorandum from Alderman Jamie Getchius regarding a Resolution for the Development of 134 N. Main Street. (Attached: Adaptive Reuse Development Project for 134 N. Main Street Downtown, Rockford, IL Presented by Urban Equity Properties).
- 3. Memorandum from Todd Cagnoni regarding the Rockford Area Economic Development Council (RAEDC) 3<sup>rd</sup> Quarter Report for 2014.
- 4. Memorandum from Mark Williams regarding the Rockford Enterprise Zone Designation Application.

LEGISLATIVE LOBBYING COMMITTEE

Monday, November 17, 2014, \_\_\_\_ p.m.

Conference Room A, City Hall 2<sup>nd</sup> floor (north room)

AGENDA

No Meeting Scheduled.

The City of Rockford intends to comply with the intent and spirit of the Americans With Disabilities Act. If a sign language interpreter, personal p.a. system, or other special accommodations are needed, please call the Legal Department at 967-6797 at least 48 hours in advance, so we can be prepared to assist you. For TTY, please call 987-5718, and staff in the Mayor's Office will advise the Legal Department of the request.